

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION**

CHARLES EDWARD SNELL,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION FILE NO.
	)	5:08-CV-311(HL)
STEVE ROBERTS, et al.,	)	
	)	
Defendants.	)	

**DEFENDANTS' MOTION TO DISMISS**

COME NOW, Defendants Steve Roberts, Warden, Washington State Prison ("WSP"); Sue Mickens, WSP's Deputy Warden of Care and Treatment; James H. Taylor, WSP's Health Services Administrator; and Dr. Michael L. Rogers, WSP's Medical Director, in the above-styled action, by and through counsel, Thurbert Baker, Attorney General for the State of Georgia, and file this Motion to Dismiss pursuant to Fed.R.Civ.P. 12(b)(6) on the basis that Plaintiff has failed to assert a claim for which relief can be granted. In support of their Motion, the Defendants have filed a brief.

Respectfully submitted this 21st day of January, 2009.

THURBERT E. BAKER 033887  
Attorney General

(signatures continued on the following page)

KATHLEEN M. PACIOUS 558555  
Deputy Attorney General

/s/ DEVON ORLAND  
DEVON ORLAND 554301  
Senior Assistant Attorney General

/s/ LARONICA K. LIGHTFOOT  
LARONICA K. LIGHTFOOT 435193  
Assistant Attorney General

Please Address All Communications To:

LARONICA K. LIGHTFOOT  
Assistant Attorney General  
Department of Law, State of Georgia  
40 Capitol Square, S.W.  
Atlanta, Georgia 30334-1300  
Telephone: (404) 656-3370  
Facsimile: (404) 651-6920  
E-mail:llightfoot@law.ga.gov

**CERTIFICATE OF SERVICE**

I hereby certify that on January 21, 2009, I electronically filed the **DEFENDANTS' MOTION TO DISMISS** with the Clerk of Court using the CM/ECF system which will automatically send e-mail notification of such filing to the following attorney of record:

none

I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participant:

Charles Edward Snell  
GDC382847  
WASHINGTON STATE PRISON  
PO BOX 206  
DAVISBORO, GA 31018  
PRO SE

/s/LaRonica K. Lightfoot\_\_\_\_\_  
Assistant Attorney General  
Attorney for the Defendants

State Law Department  
40 Capitol Square, S.W.  
Atlanta, Georgia 30334-1300  
Telephone: (404) 656-3370  
email: llightfoot@law.ga.gov